

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

JAMES D. JOHNSON, as next friend to
Olivia Y., et al.

PLAINTIFFS

vs.

CIVIL ACTION NO. 3:04cv251LN

HALEY BARBOUR, as Governor of the
State of Mississippi, et al.

DEFENDANTS

**DEFENDANTS' NOTICE OF FILING AFFIDAVIT CERTIFYING COMPLIANCE
WITH NOTICE REQUIREMENTS**

Defendants Haley Barbour, as Governor of the State of Mississippi, Donald Taylor, as Executive Director of the Mississippi Department of Human Services, and Rickie Felder, as Director of the Division of Family and Children's Services ("Defendants") hereby serve notice that they are filing herein the Affidavit of Rickie Felder, dated April 18, 2007, certifying compliance with the notice requirements as set forth in the Court's April 3, 2007, order.

This the 18th day of April, 2007.

Respectfully submitted,

**HALEY BARBOUR, as Governor of the State of
Mississippi; DONALD TAYLOR, as Executive Director
of the Department of Human Services; and
RICKIE FELDER as Director of the Division of
Family and Children's Services**

BY: /s/ Dewitt L. ("Rusty") Fortenberry, Jr.

OF COUNSEL:

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State of Mississippi
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BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ, PC

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CERTIFICATE OF SERVICE

I hereby certify that I have this day electronically filed the foregoing with the Clerk of the Court using the ECF system which sent notification of such filing to the following:

W. Wayne Drinkwater, Jr. Esq.
Melody McAnally, Esq.
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Harold E. Pizzetta, III
Special Assistant Attorney General
OFFICE OF THE ATTORNEY GENERAL
Post Office Box 220
Jackson, Mississippi 39205

I also certify that I have this day served a copy of the foregoing on the following non-ECF participants by United States Mail, postage prepaid:

Marcia Robinson Lowry, Esq.
Susan Lambiase, Esq.
Shirim Nothenberg, Esq.
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Christine Carbone, Esq.
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345 Park Avenue
New York, New York 10154

SO CERTIFIED, this the 18th day of April, 2007.

/s/ Dewitt L. ("Rusty") Fortenberry, Jr.

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DEFENDANTS

AFFIDAVIT OF RICKIE FELDER

**STATE OF MISSISSIPPI
COUNTY OF HINDS**

Personally came and appeared before me, the undersigned authority in and for the said County and State, within my jurisdiction, the within named Rickie Felder, who, having been duly sworn by me, states on oath the following:

1. My name is Rickie Felder and I am over 21 years of age. I am of sound mind am competent to testify as to the matters set forth in this affidavit.
2. I am employed as the Director of the Mississippi Department of Human Services Division of Family and Children's Services.
3. I managed the preparation and mailing of notices to class members regarding the proposed settlement in *Olivia Y v. Barbour*, Civil Action No. 3:04cv251LN.
4. Before April 16, 2007, Defendants mailed true and correct copies of the Notice of Proposed Settlement and the appropriate accompanying letter signed by Executive Director Donald R. Taylor in accordance with paragraph 3(a) of the Court's Order dated April 3, 2007.

5. Before April 16, 2007, Defendants prominently posted the Court Order, Notice to Class Members of Proposed Settlement, and the Proposed Settlement on the Mississippi Department of Human Services' website in accordance with the April 3, 2007, Court Order.

6. I therefore certify pursuant to paragraph 3(e) of the Court's Order dated April 3, 2007, that Defendants have complied with the notice requirements of that Order.

7. To the best of my knowledge the matters set forth in the forgoing are true and correct.

FURTHER AFFIANT SAYETH NOT, this the 18th day of April, 2007.



RICKIE FELDER

SWORN TO AND SUBSCRIBED BEFORE ME, this the 18th day of April, 2007.



NOTARY PUBLIC

My Commission Expires:

Feb. 12, 2010

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: Feb 12, 2010
BONDED THRU NOTARY PUBLIC UNDERWRITERS